

"It is ORDERED, ADJUDGED AND DECREED that the defendants shall dissolve the said corporation and on or before November 1, 1958 completely discontinue the operation of the Hoxsey Cancer Clinic at Portage, Pennsylvania; that the said defendants, and each of them, shall not after that date reopen the said clinic under the name of the Hoxsey Cancer Clinic or any other name for the treatment of any person or persons for cancer, and shall not assign, lease or sell the said clinic to any other persons or organization except with the approval of this court; that the decree entered October 2, 1957 shall continue in full force and effect; that defendants' failure to comply with this supplemental consent decree may be prosecuted as a criminal contempt, and that upon defendants' failure to comply with this supplemental consent decree the Court will immediately sign the order to show cause that is now pending and shall schedule the case for an early trial.

"The Food and Drug Administration is directed to report to the Court, not later than December 1, 1958, whether the defendants are in full compliance with this decree."

5782. Zina-Ray Oil, inhalers, and Ten Second Rub. (F.D.C. No. 42158. S. No. 24-906 P.)

INFORMATION FILED: 10-17-58, Dist. Minn., against William R. Hall, Minneapolis, Minn.; amended information filed, 11-17-58.

ALLEGED VIOLATION: On 1-23-58, at a public sales talk in Minneapolis, Minn., the defendant caused oral representations to be made holding the articles out to the public as a treatment for the diseases, symptoms, and conditions set forth below, which act resulted in the articles being misbranded while held for sale after shipment in interstate commerce.

LABEL IN PART: (Drug) "Zina-Ray Oil * * * Contains Eucalyptus Oil, Menthol, Pine Needle Oil, Peppermint Oil. Contents 3 Fl. Oz."; (device) "25¢ Inhaler 25¢"; (tube) "Ten Second Rub * * * Net Weight 3 fluid oz."

CHARGE: 502(f)(1)—the labeling of the articles failed to bear adequate directions for use in the treatment of the diseases, symptoms, and conditions for which the articles were intended, namely, (*Zina-Ray Oil* and *inhalers*) for preventing headaches, pain in the gums, neuralgia, deafness, arthritis, rheumatism, formation of crystal deposits in the bones, inflammation of the ear, pneumonia, "flu", and overcoming sinus infection and asthma; and (*Ten Second Rub*) for overcoming arthritis, rheumatism, and all aches and pains to which the body is subject.

PLEA: Guilty.

DISPOSITION: 1-26-59. \$500 fine and sentence of 4 months in prison.

5783. Dasin C. S. capsules. (F.D.C. No. 41740. S. No. 79-505 M.)

INDICTMENT FILED: 7-31-58, E. Dist. N.Y., against Charles P. Greenberg, and Marvin Goldstein, partners in the partnership of Page Drugs, Bethpage, N.Y.

ALLEGED VIOLATIONS: On 10-19-57, while a number of *Dasin C. S. capsules* were being held for sale by the defendants after shipment in interstate commerce, the defendants caused to be dispensed, delivered, and sold to a customer, a number of such tablets in place of the Panalba capsules called for in the prescription which was presented by the customer to the defendants for filling. Such acts resulted in the *Dasin C. S. capsules* being adulterated and misbranded as described below.

CHARGE: 501(c)—the strength of the article differed from that which it purported and was represented to possess; 501(d)(2)—*Dasin C. S. capsules* had been substituted for Panalba capsules; 502(a)—the statement on the vial label of the article contained false and misleading representations and suggestions